

1 Michael P. Lehmann (Cal. Bar No. 77152)
2 COHEN, MILSTEIN, HAUSFELD & TOLL, P.L.L.C.
3 1 Embarcadero Center, Suite 2440
4 San Francisco, CA 94111
5 Telephone: (415) 229-2080
6 Facsimile: (415) 986-3643
7 E-mail: mlehmann@cmht.com

8 Craig C. Corbitt (Cal. Bar No. 83251)
9 Henry A. Cirillo (Cal. Bar No. 131527)
10 ZELLE, HOFMANN, VOELBEL, MASON & GETTE LLP
11 44 Montgomery Street, Suite 3400
12 San Francisco, CA 94104
13 Telephone: (415) 693-0700
14 Facsimile: (415) 693-0770
15 E-mail: ccorbitt@zelle.com
16 hcirillo@zelle.com

17 *Counsel for Individual Indirect Purchaser
18 Plaintiffs*

19 **UNITED STATES DISTRICT COURT**
20
NORTHERN DISTRICT OF CALIFORNIA

21 IN RE GRAPHICS PROCESSING UNITS
22 ANTITRUST LITIGATION

23 Case No. M:07-CV-01826-WHA

24 MDL No. 1826

25 **STIPULATION OF DISMISSAL
WITH PREJUDICE OF
INDIVIDUAL INDIRECT
PURCHASER PLAINTIFFS
[FED. R. CIV. P. 41(a)(1)(A)(ii)]**

26 Courtroom: 9
27 Hon. William H. Alsup

28 This Document Relates to:

29 *Peirano v. Nvidia Corporation, et al., No. 3:07-
30 CV-03065-WHA*

31 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

32 PLEASE TAKE NOTICE THAT, pursuant to Federal Rules of Civil
33 Procedure, Rule 41(a)(1)(A)(ii), which provides that "the plaintiff may dismiss an action
34 without a court order by filing . . . (ii) a stipulation of dismissal signed by all parties who have
35 appeared," all parties who have appeared hereby stipulate to the voluntary dismissal with
36 prejudice of the Third Amended Consolidated Class Action Complaint, filed January 18, 2008
37 (Document No. 281), and all prior complaints filed in this action, with respect to plaintiffs

1 Advanced Technology Distributors, Inc., Vincent Andella, Justus Austin III, Michael Brooks,
2 Joseph Clofine, Christopher C. Crawford, Ron Davison, Judd Eliasoph, Kenneth Douglas
3 Erdmann, Scott Erickson, FME Architecture & Design, Good Sense Financial Services, Inc.,
4 Tim J. Hartshorn, Andrew Jay Heiting-Doane, Heidi Heitkamp, Inc., Jeff Hughes, Roy L.
5 Jacobs, Bret Johnson, Scott Martin, James Matson, Joseph Peirano, Dan Perkel, Angela
6 Roark, Joseph R. Salazar, Kathryn Saunders, Bryan Schindelheim, Paul Smith, Benjamin
7 Stewart, Robert Schuyler Watson, Cory Wiles, and Daniel Yohalem (collectively,
8 "Plaintiffs").

9
10 Dated: September 10, 2008

Respectfully submitted,

11
12 By: /s/ Fred A. Silva
13 Fred A. Silva
14 DAMRELL, NELSON, SCHRIMP, PALLIOS,
PACHER & SILVA
1601 I Street, Fifth Floor
Modesto, CA 95354
15 Telephone: (209) 526-3500
Facsimile: (209) 526-3534

16
17 *Counsel for Plaintiff Advanced Technology
Distributors, Inc.*

18
19 By: /s/ Kenneth G. Gilman
20 Kenneth G. Gilman
21 GILMAN & PASTOR, LLP
22 225 Franklin Street, 16th Floor
Boston, MA 02110
Telephone: (617) 742-9700
Facsimile: (617) 742-9701

23 *Counsel for Plaintiffs Vincent Andella and
James Matson*

24
25
26
27
28

1 By: /s/ Christopher Lovell
2 Christopher Lovell
3 LOVELL STEWART HALEBIAN LLP
4 500 Fifth Avenue, Floor 58
5 New York, NY 10110
6 Telephone: (212) 608-1900
7 Facsimile: (212) 719-4677

8
9
10
11
Counsel for Plaintiffs Justus Austin III and
Paul Smith

12 By: /s/ Krishna B. Narine
13 Krishna B. Narine
14 LAW OFFICES OF KRISHNA B. NARINE
15 7893 Montgomery Avenue, Suite 300
16 Elkins Park, PA 19027
17 Telephone: (215) 782-3240
18 Facsimile: (215) 782-3241

19
20
21
22
Counsel for Plaintiff Michael Brooks

23 By: /s/ Eric Somers
24 Eric Somers
25 LEXINGTON LAW GROUP, LLP
26 1627 Irving Street
27 San Francisco, CA 94122
28 Telephone: (415) 759-4111
Facsimile: (415) 759-4112

1
2
3
4
5
6
7
8
9
10
11
Counsel for Plaintiff Joseph Clofine

12 By: /s/ Timothy D. Battin
13 Timothy D. Battin
14 STRAUS & BOIES, LLP
15 4041 University Drive, Fifth Floor
16 Fairfax, VA 22030
17 Telephone: (703) 764-8700
18 Facsimile: (703) 764-8704

19
20
21
22
Counsel for Plaintiff Christopher C. Crawford

1 By: /s/ Richard L. Nelson
2 Richard L. Nelson
3 Attorney at Law
4 P.O. Box 3158
5 Jackson Hole, WY 83001
6 Telephone: (307) 732-2180
7 Facsimile: (307) 732-2181

8
9
10
11 *Counsel for Plaintiff Ron Davison*

12 By: /s/ Craig C. Corbitt
13 Craig C. Corbitt
14 ZELLE, HOFMANN, VOELBEL,
15 MASON & GETTE LLP
16 44 Montgomery St., Suite 3400
17 San Francisco, CA 94104
18 Telephone: (415) 693-0700
19 Facsimile: (415) 693-0770

20
21 *Counsel for Plaintiffs Judd Eliasoph and*
22 *Joseph Peirano*

23 By: /s/ Michael P. Lehmann
24 Michael P. Lehmann
25 COHEN, MILSTEIN, HAUSFELD & TOLL,
26 P.L.L.C.
27 1 Embarcadero Center, Suite 2440
28 San Francisco, CA 94111
Telephone: (415) 229-2080
Facsimile: (415) 986-3643

1
2 *Counsel for Plaintiff Dan Perkel*

3 By: /s/ Fred L. Potter
4 Fred L. Potter
5 SULLOWAY & HOLLIS, PLLC
6 9 Capitol Street
7 Concord, NH 03301
8 Telephone: (603) 224-2341
9 Facsimile: (603) 223-2999

10
11 *Counsel for Plaintiffs Kenneth Douglas*
12 *Erdmann, Good Sense Financial Services,*
13 *Inc., and Heidi Heitkamp, Inc.*

1 By: /s/ W. Joseph Bruckner
2 W. Joseph Bruckner
3 LOCKRIDGE GRINDAL NAUEN P.L.L.P.
4 100 Washington Avenue, Suite 2200
5 Minneapolis, MN 55402
6 Telephone: (612) 339-6900
7 Facsimile: (612) 339-0981

8
9
10 *Counsel for Plaintiff Scott Erickson*

11 By: /s/ Tracy R. Kirkham
12 Tracy R. Kirkham
13 COOPER & KIRKHAM, P.C.
14 655 Montgomery Street, 17th Floor
15 San Francisco, CA 94111
16 Telephone: (415) 788-3030
17 Facsimile: (415) 882-7040

18 *Counsel for Plaintiff FME Architecture &*
19 *Design*

20 By: /s/ Gene Summerlin
21 Gene Summerlin
22 OGBORN SUMMERLIN & OGBORN, P.C.
23 610 J Street, Suite 200
24 Lincoln, NE 68508
25 Telephone: (402) 434-8040
26 Facsimile: (402) 434-8044

27 *Counsel for Plaintiff Tim J. Hartshorn*

28 By: /s/ Justin E. LaVan
18 Justin E. LaVan
19 LAMARCA & LANDRY, P.C.
20 1820 N.W. 118th Street, Suite 200
21 Des Moines, IA 50325
22 Telephone: (515) 225-2600
23 Facsimile: (515) 225-8581

24 *Counsel for Plaintiff Andrew Jay Heiting-*
25 *Doane*

1 By: /s/ Michael G. Simon
2 Michael G. Simon
3 FRANKOVITCH, ANETAKIS, COLANTONIO
4 & SIMON
5 337 Penco Road
6 Weirton, WV 26062
7 Telephone: (304) 723-4400
8 Facsimile: (304) 723-5892

9
10 *Counsel for Plaintiff Jeff Hughes*
11

12 By: /s/ Stephen T. Rodd
13 Stephen T. Rodd
14 ABBEY SPANIER RODD ABRAMS &
15 PARADIS LLP
16 212 East 39th Street
17 New York, NY 10016
18 Telephone: (212) 889-3700
19 Facsimile: (212) 684-5191

20 *Counsel for Plaintiff Roy L. Jacobs*
21

22 By: /s/ W. Randolph Patton
23 W. Randolph Patton
24 PATTON, SHEA & KIRALY, P.C.
25 3016 West Charleston Boulevard, Suite 195
26 Las Vegas, NV 89102
27 Telephone: (702) 870-6790
28 Facsimile: (702) 870-7490

29 *Counsel for Plaintiff Bret Johnson*
30

31 By: /s/ Ilan J. Chorowsky
32 Ilan J. Chorowsky
33 PROGRESSIVE LAW GROUP, LLC
34 1130 North Dearborn Street, Suite 3110
35 Chicago, IL 60610
36 Telephone: (312) 643-5893
37 Facsimile: (312) 643-5894

38 *Counsel for Plaintiff Scott Martin*
39

1 By: /s/ William C. Wright
2 William C. Wright
3 THE LAW OFFICE OF WILLIAM C.
4 WRIGHT, P.A.
5 319 Clematis Street, Suite 902
6 West Palm Beach, FL 33401
7 Telephone: (561) 514-0904
8 Facsimile: (561) 514-0905

9
10
11 *Counsel for Plaintiff Angela Roark*
12

13 By: /s/ Adam C. Belsky
14 Adam C. Belsky
15 GROSS & BELSKY LLP
16 180 Montgomery Street, Suite 2200
17 San Francisco, CA 94104
18 Telephone: (415) 544-0200
19 Facsimile: (415) 544-0201

20
21 *Counsel for Plaintiffs Joseph R. Salazar,
22 Benjamin Stewart, and Daniel Yohalem*
23

24 By: /s/ Joseph G. Sauder
25 Joseph G. Sauder
26 CHIMICLES & TIKELLIS LLP
27 361 West Lancaster Avenue
28 Haverford, PA 19041
Telephone: (610) 642-8500
Facsimile: (610) 649-3633

1
2 *Counsel for Plaintiff Kathryn Saunders*
3

4 By: /s/ Daniel L. Warshaw
5 Daniel L. Warshaw
6 PEARSON, SIMON, SOTER, WARSHAW &
7 PENNY, LLP
8 15165 Ventura Boulevard, Suite 400
9 Sherman Oaks, CA 91403
10 Telephone: (818) 788-8300
11 Facsimile: (818) 788-8104

12
13 *Counsel for Plaintiff Bryan Schindelheim*
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 By: /s/ Dennis J. Johnson
2 Dennis J. Johnson
3 JOHNSON & PERKINSON
4 1690 Williston Road
P.O. Box 2305
South Burlington, VT 05403
Telephone: (802) 862-0030
Facsimile: (802) 862-0060

5 *Counsel for Plaintiff Robert Schuyler Watson*
6

7 By: /s/ B.J. Wade
B.J. Wade
8 GLASSMAN, EDWARDS, WADE AND
WYATT, P.C.
9 26 North Second Street Building
Memphis, TN 38103
10 Telephone: (901) 527-4673
Facsimile: (901) 521-0940

11 *Counsel for Plaintiff Cory Wiles*
12

14 Dated: September 10, 2008

15 By: /s/ John C. Dwyer
John C. Dwyer
James Donato
Whitty Somvichian
16 COOLEY GODWARD KRONISH LLP
101 California St., 5th Floor
17 San Francisco, CA 94111-5800
Telephone: (415) 693-2000
Facsimile: (415) 693-2222

19 *Counsel for Defendant NVIDIA Corporation*
20

21 Dated: September 10, 2008

22 By: /s/ Margaret M. Zwisler
Margaret M. Zwisler
Eric J. McCarthy
Amanda P. Reeves
23 LATHAM & WATKINS LLP
555 Eleventh Street, N.W. Suite 1000
24 Washington, DC 20004-1304
Telephone: (202) 637-2200
Facsimile: (202) 637-2201

1 Charles H. Samel
2 LATHAM & WATKINS LLP
3 633 West Fifth Street, Suite 4000
4 Los Angeles, CA 90071-2007
Telephone: (213) 485-1234
Facsimile: (213) 891-8763

5 *Counsel for Defendants ATI Technologies
ULC, Advanced Micro Devices, Inc., AMD US
Finance, Inc., and 1252986 Alberta ULC*

6

7

8 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

9 Pursuant to General Order No. 45, § X(B), regarding signatures, I attest under
10 penalty of perjury that the concurrence in the filing of this document has been obtained from
11 its signatories.

12 Dated: September 10, 2008

13 By: /s/ Henry A. Cirillo
14 Henry A. Cirillo

15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I, Robert L. Newman, declare under penalty of perjury that the following is true and correct:

I am a citizen of the United States; am over the age of 18 years; am employed by ZELLE, HOFMANN, VOELBEL, MASON & GETTE LLP, located at 44 Montgomery Street, Suite 3400, San Francisco, California 94104, whose members are members of the State Bar of California and at least one of whose members is a member of the Bar of each Federal District Court within California; am not a party to the within action; and that I caused to be served a true and correct copy of the following documents in the manner indicated below:

1. STIPULATION OF DISMISSAL WITH PREJUDICE OF INDIVIDUAL INDIRECT PURCHASER PLAINTIFFS [FED. R. CIV. P. 41(a)(1)(A)(ii)]; and
 2. CERTIFICATE OF SERVICE.

By Electronic Filing: I served a true copy on this date of each document listed above via the Court's ECF system on all parties registered for electronic filing in this action.

Executed on September 15, 2008 at San Francisco, California.

Signed /s/ Robert L. Newman